

September 27, 2007

Update for Rulemaking on Court-Ordered Testing for Communicable Diseases (9 A.A.C. Chapter 6, Articles 8, 9, 10, and 11)

The Department has drafted rules regarding the testing for communicable diseases performed at the order of a court under A.R.S. §§ 8-341, 13-1210, 13-1415, or 32-3207. The Department is making these rules in 9 A.A.C. Chapter 6, Articles 8 through 11.

Individuals and professional groups that were identified as having a possible interest in the rulemaking were informed on August 1, 2007, that a draft of Articles 8 through 11 was posted on the Department's website and available for informal public comment. The Department received several positive comments about the draft rules and a few suggested changes.

Based on these comments, the Department has revised the drafts of the rules for:

- Article 10, "HIV-Related Testing and Notification" and
- Article 11, "STD-Related Testing and Notification."

Many of the terms used in Articles 8 through 11 are used in more than one Article in the Chapter, so the terms are defined in Article 1 (which contains definitions used throughout the Chapter) rather than in the separate Articles. Article 1 is part of the rulemaking for the reporting of and control measures for communicable diseases (9 A.A.C. Chapter 6, Articles 2 and 3) and has been revised on the basis of comments received about the rulemaking for Articles 2 and 3.

The Department expects to post a revised draft of Article 1, Article 10, and Article 11 on the Department's website next week.

Stakeholders can communicate their comments, issues, and concerns about the draft rules to Ruthann Smejkal, Rules Analyst for the Department, by e-mail at smejkar@azdhs.gov, by phone at 602-364-3959, or by fax at 602-364-1150.